REMARKS/ARGUMENTS:

The Office Action dated July 31, 2009 concluded as follows for the subject application:

- Claims 1-15 and 19-28 are rejected under 35 USC 102(e) as anticipated by Comerford (US 7,024,363).

35 USC 102(e):

Claims 1, 6, 11, 19 and 24 represent all pending independent claims, and each of these are rejected under 35 USC 102(e) in view of Comerford.

Claim 1 recites in relevant part (emphasis added):

> maintaining a profile of voice user interface capabilities associated with the apparatus, wherein the profile includes at least one setting related to voice interaction dialogue with a user, **said at least one voice interaction dialogue setting including at least a speech recognition verification-related setting;**

An exemplary but non-limiting embodiment of the claimed speech recognition verification-related setting is detailed by the diagram at the top of page 8 of the subject application, and explained further in text at page 8 lines 3-12. There it is detailed that the MS 11 requires explicit verification according to the command string at page 6 line 5 (dialogue.verification = explicit), which for explanation is juxtaposed against the same application run on a hypothetical MS (not shown) in which there is no explicit verification. The device's response to the user input "go to left" is "Did you say go to the left?" for the case of explicit dialogue verification and is "Going to the left, what now?" for the case of no (explicit) dialogue verification. The results are wholly different depending on whether or not the explicit dialogue verification is present.

The office action at page 2 asserts a user interface table 1300 of Comerford against the claimed "profile of voice user interface capabilities", but nowhere does Comerford disclose that there is any verification-related setting, whether in the profile or elsewhere. Comerford details at col. 5 lines 10-16 that the user interface tables 1300 include a file registration list 1310, spoken language interface data 1320, and application data 1340, the latter two further including vocabulary files 1321/1341 and data files 1332/1342. None of those teach or suggest, let alone disclose, anything analogous to speech recognition verification-related

settings. Further, the detailed action at page 2 of the office action itself fails to note the claimed speech recognition verification-related setting in asserting specific teachings of Comerford against the claim elements.

The office action at page 4 asserts in the rejection of claim 23 that Comerford's Figure 14 teaches that the file includes a voice verification setting. (Note: the relevant criterion is whether or not Comerford *discloses* the claimed subject matter since the rejection is under 35 USC 102). Figure 14A illustrates a text string "verify_user" as a script UI file, which col. 10 lines 61-64 describe as "The user verification engine 3220 effectively measures the user vocal tract and compares its measurements to the known values for the authorized user." Thus, both Figure 14A and its supporting text disclose that it is a user that is verified in Comerford. This is wholly distinct from the example presented in the application itself and repeated above.

Rather than argue semantics of the claim term *speech recognition verification-related setting*, claim 1 is amended herein to further characterize that term as follows:

> in which the stored application when executed responds to at least one user voice input with a query or a statement in dependence on the speech recognition verification-related setting.

This amendment draws support from page 8 lines 3-12 of the subject application, which is summarized above ("Going to the left, what now?" is a compound sentence of which the first clause is clearly a statement). Claim 1 as amended herein is therefore novel over Comerford. Because Comerford's only verification is of a user, its user verification is a condition precedent to executing an application having voice user interface features. Since this user verification has no relevance to whether an application which is being executed responds to a user input with a query or a statement as claim 1 now recites, claim 1 is also non-obvious over Comerford.

Claims 6 and 11 are amended similar to claim 1, and so those independent claims are allowable for reasons set forth above for claim 1. Independent claims 19 and 24 are amended to add both a "voice UI profile comprising at least a speech recognition verification-related setting", and the further detail of the speech recognition verification-related setting that is set forth above in the comments for claim 1. Therefore, independent claims 19 and 24 are also allowable for reasons similar to those set forth above for claim 1.

Dependent claims 23 and 28 are amended to recite proper antecedent basis given the amendment made herein to respective independent claims 19 and 24. Each of claims 2-5, 7-10, 12-15, 20-23, and 25-28 each are patentable at least for their dependency from an allowable independent claim.

All claims are now in condition for allowance, and the Applicants respectfully request the Examiner withdraw all outstanding rejections and to pass claims 1-15 and 19-28 to issue. The undersigned representative welcomes the opportunity to resolve any matters that may remain, formal or otherwise, via teleconference at the Examiner's discretion.

Respectfully submitted:

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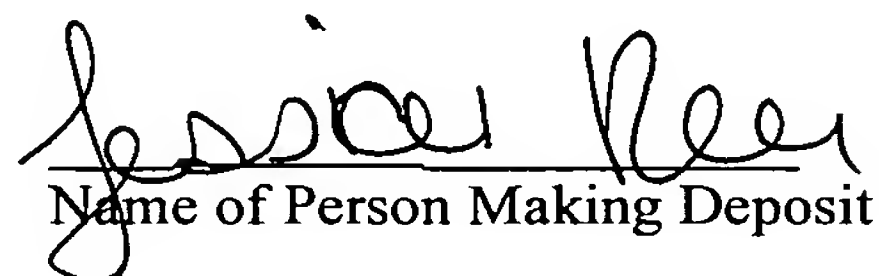Jerry Stanton   Date
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